

TTAB

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*A Limited Liability Partnership*

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OF COUNSEL:  
PATRICIA A. CARLSON  
JULIAN CASTRO

August 15, 2005

**Via Certified Mail**

Office of the Commissioner for Trademarks  
2900 Crystal Drive  
Arlington, Virginia 22202

**Re: Conchita Foods, Inc. v. Fritos Encanto de Monterrey, S.A. de C.V.  
Cancellation No. 92032853  
Serial No. 2,105,538**

Dear Sir/Madam:

Enclosed you will find the original and one copy of the following documents for filing with the papers in the above-referenced matter:

1. Motion for Withdrawal of Counsel and Proposed Order.

Please return a file-stamped copy in the enclosed self-addressed stamped envelope. Thank you for your time and assistance in this matter.

Very truly yours,

  
JULIÁN CASTRO

JC/sm  
Enclosures as stated

cc: Mr. Jesus Sanchelima  
Mr. Pedro Garza

Via Certified Mail  
Via Certified Mail



10-03-2005

U.S. Patent & TMO/TM Mail Rcpt Dt. #01

UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

CONCHITA FOODS, INC.

Petitioner,

V.

FRITOS ENCANTO DE MONTERREY,  
S.A. de C.V.

Respondent

Cancellation No. 32,853

**MOTION FOR WITHDRAWAL OF COUNSEL**

TO THE HONORABLE JUDGE OF SAID COURT:

This Motion for Withdrawal of Counsel is brought by CARLOS I. URESTI and JULIAN CASTRO, who are attorneys of record for FRITOS ENCANTO DE MONTERREY, S.A. de C.V. CARLOS I. URESTI and JULIAN CASTRO request the Court to grant them permission to withdraw as attorneys for FRITOS ENCANTO DE MONTERREY, S.A. de C.V. in this case. In support, CARLOS I. URESTI and JULIAN CASTRO show:

Good cause exists for withdrawal of CARLOS I. URESTI and JULIAN CASTRO as counsel, in that FRITOS ENCANTO DE MONTERREY, S.A. de C.V. is no longer desiring the services of counsel in this matter.

A copy of this motion has been delivered to FRITOS ENCANTO DE MONTERREY, S.A. de C.V., who is hereby notified in writing of their right to object to this motion. FRITOS ENCANTO DE MONTERREY, S.A. de C.V. has not consented to the motion. The last known address of FRITOS ENCANTO DE MONTERREY, S.A. de C.V. is 825 North FM 509, Harlingen, Texas, 78550. There are no pending settings or deadlines, including discovery deadlines, in this case.

There have not been any oral depositions in this case.

**Notice to Client**

You are hereby notified that this Motion for Withdrawal of Counsel is set for hearing at the time and place stated below. You do not have to agree to this motion. If you wish to contest the withdrawal of CARLOS I. URESTI and JULIAN CASTRO as your attorneys, you should appear at the hearing. If you do not oppose CARLOS I. URESTI's and JULIAN CASTRO's withdrawal as your attorneys, you may notify CARLOS I. URESTI and JULIAN CASTRO in writing of your consent to this motion.

CARLOS I. URESTI and JULIAN CASTRO pray that the Court enter an order discharging them as attorneys of record for FRITOS ENCANTO DE MONTERREY, S.A. de C.V.

Respectfully submitted,

GONZALES HOBLIT FERGUSON LLP  
One Riverwalk Place  
700 N. St. Mary's St., Suite 1800  
San Antonio, Texas 78205  
Tel: (210) 224-9991  
Fax: (210) 226-1544

By: 

CARLOS I. URESTI  
State Bar No. 00785132  
JULIAN CASTRO  
State Bar No. 24027799

**CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the above and foregoing instrument has been forwarded by certified mail, return receipt requested to:

Jesus Sanchelima  
Sanchelima & Associates, P.A.  
235 S.W. Le Jeune Rd.  
Miami, Florida 33134

on this 15 day of August, 2005.

  
JULIAN CASTRO

UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

CONCHITA FOODS, INC.

Petitioner,

V.

FRITOS ENCANTO DE MONTERREY,  
S.A. de C.V.

Respondent

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Cancellation No. 32,853

**ORDER**

On \_\_\_\_\_, 2005 the Court considered the Motion for Withdrawal of Counsel of CARLOS I. URESTI and JULIAN CASTRO.

The Court finds that good cause exists for withdrawal of CARLOS I. URESTI and JULIAN CASTRO as counsel.

The Court finds that a copy of the Motion for Withdrawal of Counsel was delivered to FRITOS ENCANTO DE MONTERREY, S.A. de C.V., that FRITOS ENCANTO DE MONTERREY, S.A. de C.V. was notified in writing of the right to object to the motion, that FRITOS ENCANTO DE MONTERREY, S.A. de C.V. has not consented to the motion, that the last known address of FRITOS ENCANTO DE MONTERREY, S.A. de C.V. is 825 North FM 509, Harlingen, Texas 78550. and that the pending settings and deadlines in the case are as follows:

**None.**

IT IS THEREFORE ORDERED that CARLOS I. URESTI and JULIAN CASTRO are permitted to withdraw as counsel of record for FRITOS ENCANTO DE MONTERREY, S.A. de C.V. in this case.

The Court finds that the last known mailing address of FRITOS ENCANTO DE MONTERREY, S.A. de C.V. is 825 North FM 509, Harlingen, Texas and ORDERS that all notices in this case shall be either

delivered to FRITOS ENCANTO DE MONTERRY, S.A. de C.V. in person or sent to FRITOS ENCANTO DE MONTERRY, S.A. de C.V. at that address by both certified and regular first-class mail.

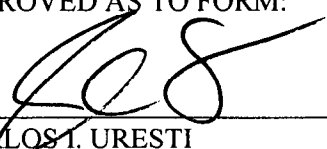
The Court orders that CARLOS I. URESTI and JULIAN CASTRO immediately notify FRITOS ENCANTO DE MONTERRY, S.A. de C.V. in writing of any additional settings or deadlines of which CARLOS I. URESTI and JULIAN CASTRO now have knowledge and have not already notified

SIGNED this \_\_\_\_ day of \_\_\_\_\_, 2005.

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JUDGE PRESIDING

APPROVED AS TO FORM:



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CARLOS I. URESTI  
State Bar No. 00785132  
JULIÁN CASTRO  
State Bar No. 24027799

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